

JFW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing) 31

Total Number of Pages in This Submission

31

Application Number

10) 715917

Filing Date

Nov. 18, 2003

First Named Inventor

Montgomery

Art Unit

1614

Examiner Name

Krass

Attorney Docket Number

P1080US03

ENCLOSURES (Check all that apply)



Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)



Reply to Missing Parts/ Incomplete Application



Reply to Missing Parts under 37 CFR 1.52 or 1.53



Drawing(s)



Licensing-related Papers



Petition



Petition to Convert to a Provisional Application



Power of Attorney, Revocation Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____

☐ Landscape Table on CD

Remarks



After Allowance Communication to TC



Appeal Communication to Board of Appeals and Interferences



Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)



Proprietary Information



Status Letter



Other Enclosure(s) (please identify below):

Assignment, Recordation Cover Sheet, Statement Pursuant to CFR 3.73b

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Britesmile Professional Inc.

Signature

Printed name

Nancy N. Quan

Date

May 15, 2006

Reg. No.

36,248

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PTO/SB/82 (01-06)

Approved for use through 12/31/2008. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REVOCATION OF POWER OF
ATTORNEY WITH
NEW POWER OF ATTORNEY
AND
CHANGE OF CORRESPONDENCE ADDRESS**

| | |
|------------------------|--------------|
| Application Number | 10/715917 |
| Filing Date | Nov 18, 2003 |
| First Named Inventor | Montgomery |
| Art Unit | 1614 |
| Examiner Name | Kras S |
| Attorney Docket Number | P10801503 |

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number:

53096 125099

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with
Customer Number:

53096

OR

| | | | | | |
|--|------------------------------|-------|-------------------------|-----|-------|
| <input checked="" type="checkbox"/> Firm or Individual Name | Britesmile Professional Inc. | | | | |
| Address | 8550 Higuera Street | | | | |
| City | Culver City | State | California | Zip | 90232 |
| Country | USA | | | | |
| Telephone | 310-845-8501 | Email | NancyQ@DiscusDental.com | | |

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

| | | | |
|-----------|--|-----------|--------------|
| Signature | | | |
| Name | Nancy N. Quan/ Britesmile Professional Inc | | |
| Date | May 15, 2006 | Telephone | 310-845-8501 |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Britesmile Inc

Application No./Patent No./Control No.: 10/715917 Filed/Issue Date: Nov. 18, 2003

Entitled: TOOTH WHITENING COMPOSITIONS

Britesmile Professional, Inc

(Name of Assignee)

, a California Corporation

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____%)

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or a true copy of the original assignment is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

[Signature]
Signature

Nancy N. Quan

Printed or Typed Name

Chief IP Counsel for Britesmile Professional, Inc.
Title

May 15, 2006

Date

310-845-8501

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ASSIGNMENT
(Intellectual Property)

ASSIGNORS: BriteSmile, Inc.
460 Wiget Lane
Walnut Creek, CA 94598

BriteSmile Development, Inc.
460 Wiget Lane
Walnut Creek, CA 94598

ASSIGNEE: BriteSmile Professional, Inc.
8550 Higuera Street
Culver City, CA 90232

as assignee of
Discus Dental, Inc.
8550 Higuera Street
Culver City, CA 90232

ASSIGNED SUBJECT MATTER

All intellectual property in which each ASSIGNOR has any right, title, or interest, including but not limited to all "Patents" (as hereinafter defined), all "Marks" (as hereinafter defined), all "Confidential Information" (as hereinafter defined), and all "Related Rights" (as hereinafter defined).

1. "Patents" is defined to include all patents and patent applications identified on Schedule A, any patents issuing on any patent applications identified on Schedule A, the inventions disclosed in any of the foregoing, any and all counterpart United States, international and foreign patents, applications and certificates of invention based upon or covering any portion of the foregoing and all reissues, divisionals, renewals, extensions, provisionals, continuations and continuations-in-part of any of the foregoing.

2. "Marks" is defined to include all trademarks and servicemarks listed on Schedule B, including any pending applications and registrations in the United States or in any foreign jurisdiction related to the trademarks or servicemarks listed on Schedule B.

3. "Confidential Information" is defined to include, but not limited to, confidential information, financial information, member lists and information, marketing information, financial and technical trade secrets, techniques, processes, and know-how.

4. "Related Rights" is defined to include:

A. All goodwill of the business symbolized by the Marks:

B. All rights and causes of action to enforce the rights associated with each item referenced in paragraphs 1, 2, 3 and 4.A (collectively referred to herein as the "Assigned Subject Matter") in all countries, including all rights to claim and recover damages and

compensation for past or continuing infringements of or violation of rights to any item of Assigned Subject Matter in all relevant jurisdictions and all rights to apply in any or all countries of the world for patents, certificates of invention or other governmental grants for the Patents, including without limitation under the Paris Convention for the Protection of Industrial Property, the International Patent Cooperation Treaty, or any other convention, treaty, agreement or understanding.

NOW, THEREFORE, as part of the transfer of certain business and assets to which the Assigned Subject Matter is related, and for good and valuable consideration, the receipt of which from ASSIGNEE is hereby acknowledged, each of the ASSIGNORS does hereby sell, assign, transfer and set over to ASSIGNEE, its successors and assigns, the entire right, title and interest in and to each and every item of said Assigned Subject Matter.

Each ASSIGNOR hereby covenants that such ASSIGNOR has full right to convey the entire interest herein assigned and that such ASSIGNOR has not executed and will not execute any agreement in conflict herewith.

Each ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States to issue the Assigned Subject Matter to the ASSIGNEE, its successors and assigns, in accordance with the terms of this instrument.

Each ASSIGNOR further agrees that it will communicate to ASSIGNEE any facts known to such ASSIGNOR respecting the Assigned Subject Matter, and testify in any legal proceeding, sign all lawful papers, make all rightful oaths and declarations, and generally do everything reasonably possible to aid ASSIGNEE to perfect title to, and obtain and enforce in all countries the properties and rights which comprise the Assigned Subject Matter.

The terms and conditions of this Assignment shall inure to the benefit of ASSIGNEE, its successors, assigns and other legal representatives, and shall be binding upon each ASSIGNOR, its successor, assigns and other legal representatives.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, ASSIGNORS have made this assignment effective as of
3/1, 2006

"ASSIGNORS"

BriteSmile, Inc., a Utah corporation

(Notarization Required)

By: [Signature]
Name: J. C. FENELEY
Title: PRESIDENT

State of CALIFORNIA)
County of CONTRA COSTA) ss.

On this 1st day of MARCH 2006, before me the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared J. C. FENELEY, who is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to within instrument and acknowledged to me that he executed the same in his authorized capacity and that by his signature on such instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS, my hand and official seal.



BriteSmile Development, Inc., a Delaware corporation

By: [Signature]
Name: PHAT H. NGO
Title: COO

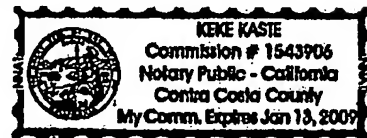
State of CALIFORNIA)
County of CONTRA COSTA) ss.

On this 1st day of MARCH 2006, before me the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared PHAT H. NGO, who is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to within instrument and acknowledged to me that he executed the same in his authorized capacity and that by his signature on such instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS, my hand and official seal.

[Signature]

Accepted as of _____, 2006



"ASSIGNEE"

BriteSmile Professional, Inc.,
a California corporation

By: _____
Name: _____
Title: _____

IN WITNESS WHEREOF, ASSIGNORS have made this assignment effective as of
_____, 2006

"ASSIGNORS"

BriteSmile, Inc., a Utah corporation

(Notarization Required)

By: _____
Name: _____
Title: _____

State of _____)
County of _____) ss.

On this ____ day of _____, 2006, before me the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared _____, who is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to within instrument and acknowledged to me that he executed the same in his authorized capacity and that by his signature on such instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS, my hand and official seal. _____

BriteSmile Development, Inc., a Delaware corporation

(Notarization Required)

By: _____
Name: _____
Title: _____

State of _____)
County of _____) ss.


On this ____ day of _____, 2006, before me the undersigned, a Notary Public in and for the County and State aforesaid, personally appeared _____, who is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to within instrument and acknowledged to me that he executed the same in his authorized capacity and that by his signature on such instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS, my hand and official seal. _____

Accepted as of _____, 2006

"ASSIGNEE"

BriteSmile Professional, Inc.,
a California corporation

By: 
Name: Key Rosenbloom
Title: CEO

SCHEDULE A
("Patents")

| Pat./Publ. No. | Country | Status | Appln. No. | Title |
|-----------------------|----------------|---------------|-------------------|--|
| 5645428 | US | Granted | 08/570901 | Method For Whitening Teeth |
| 5713738 | US | Granted | 08/708527 | Ditto |
| 6254388 | US | Granted | 09/017076 | Ditto |
| 6361320 | US | Granted | 09/886708 | Ditto |
| 2005-084825 | US | Published | 10/797631 | Ditto |
| 6162055 | US | Granted | 09/234038 | Light-Activated Tooth Whitening Composition and Method of Using Same |
| 6343933 | US | Granted | 09/651171 | Ditto |
| 2003-198605 | US | Published | 10/434597 | Ditto |
| 743641 | Australia | Granted | 27647/99 | Ditto |
| 506250 | New Zealand | Granted | 506250 | Ditto |
| | Canada | Pending | 2320269 | Ditto |
| 1054642 | Europe | Pending | 99908146.6 | Ditto |
| 2002-502864 | Japan | Pending | 2000-531128 | Ditto |
| 2005-265933 | US | Pending | 11/179736 | Light Activated Tooth Whitening Method |
| 6416319 | US | Granted | 09/233793 | Tooth Whitening Device and Method of Using Same |
| 2005-048434 | US | Pending | 10/958058 | Apparatus For Simultaneous Illumination of Teeth |
| | US | Pending | 11/197868 | Ditto |
| | Canada | Pending | 2386808 | Ditto |
| 1229852 | Europe | Published | 00968811.0 | Ditto |
| 2003-511148 | Japan | Published | 2001-529369 | Ditto |

SCHEDULE A
("Patents")

| Pat./Publ. No. | Country | Status | Appln. No. | Title |
|-----------------------|----------------|---------------|-------------------|---|
| | New Zealand | Allowed | 518224 | Ditto |
| | New Zealand | Pending | 542400 | Ditto |
| 6213671 | US | Granted | 09/234039 | Adjustable Articulated Positioning Device |
| 2005-084826 | US | Published | 10/969532 | Tooth Whitening and Image Enhancement Center Method |
| 6800671 | US | Granted | 09/552994 | Low Peak Exotherm Curable Compositions |
| | US | Pending | 11/214207 | Ditto |
| D438622 | US | Granted | 29/099461 | Tooth Whitening Device |
| 756369 | Australia | Granted | 27744/99 | AntiMicrobial Denture Adhesive Composition |
| | Canada | Pending | 2321192 | Ditto |
| 2002-503520 | Japan | Published | 2000-532096 | Ditto |
| 2000/008179 | Mexico | Published | 008179 | Ditto |
| 6576227 | US | Granted | 09/237191 | Peroxidase-Activating Oral Compositions |
| 5908614 | US | Granted | 08/698474 | Ditto |
| | US | Pending | 11/200266 | Ditto |
| 6221341 | US | Granted | 09/196403 | Tooth Whitening Compositions |
| 2004-101497 | US | Published | 10/715917 | Ditto |
| 6348518 | US | Granted | 09/208969 | Compositions For Making an Artificial Prosthesis |
| 6472453 | US | Granted | 10/033077 | Ditto |
| 2002-137728 | US | Published | 10/056296 | Topical Oral Care Compositions |

SCHEDULE A
("Patents")

| Pat./Publ. No. | Country | Status | Appln. No. | Title |
|-----------------------|----------------|-----------------------------|-------------------------------------|--|
| | Australia | Pending | 240115/02 | Ditto |
| | South Korea | Pending | 10-2003-7009818 | Ditto |
| 1370226 | Europe | Published | 2706004.5 | Ditto |
| 2005-503322 | Japan | Published | 2002-558996 | Ditto |
| 2005-008584 | US | Published | 10/846207 | Therapeutic Dental Composition |
| 2005-026107 | US | Published | 10/670950 | Therapeutic Responsive Dental Gel Composition |
| WO05/011582 | PCT | Entered natl. phase (below) | PCT/US04/24070 | Compositions, Methods, Devices and Kits For Maintaining or Enhancing Tooth Whitening |
| | US | Pending | 10/568054 | Ditto |
| | Australia | Pending | Filed 2/28/06; no. not yet assigned | Ditto |
| | Europe | Pending | Filed 2/27/06; no. not yet assigned | Ditto |
| | Japan | Pending | Filed 1/30/06; no. not yet assigned | Ditto |
| | New Zealand | Pending | Filed 2/27/06; no. not yet assigned | Ditto |
| 2005-221251 | US | Published | 11/044531 | Method and Device For Improving Oral Health |
| 2005-064371 | US | Published | 10/895694 | Ditto |
| | US | Pending | 11/344974 | Ditto |
| | PCT | Pending | PCT/US06/03419 | Ditto |
| 6958144 | US | Granted | 10/050196 | Methods of Whitening Teeth |
| | US | Pending | 11/256654 | Ditto |

SCHEDULE A
("Patents")

| Pat./Publ. No. | Country | Status | Appln. No. | Title |
|-----------------------|----------------|---------------|-------------------|------------------------------|
| 6488914 | US | Granted | 10/003210 | Tooth Bleaching Compositions |
| 6331292 | US | Granted | 09/192609 | Ditto |
| 6322773 | US | Granted | 09/374172 | Ditto |
| 6514543 | US | Granted | 10/004048 | Ditto |
| 6536628 | US | Granted | 10/000658 | Ditto |
| 6312670 | US | Granted | 09/054156 | Ditto |
| 5922307 | US | Granted | 08/719569 | Ditto |
| 2003-089886 | US | Published | 10/219965 | Ditto |
| 2002-141951 | US | Published | 10/039935 | Ditto |
| | Australia | Pending | 202240/04 | Ditto |
| | Canada | Pending | 2238764 | Ditto |
| 1314419 | Europe | Published | 03003653.7 | Ditto |
| 862408 | Europe | Abandoned | EP 96933896.1 | Ditto |
| 862408 | Germany | Granted | DE 69626297.5 | Ditto |
| 862408 | Ireland | Granted | EP 96933896.1 | Ditto |
| 862408 | France | Granted | EP 96933896.1 | Ditto |
| 862408 | Great Britain | Granted | EP 96933896.1 | Ditto |

SCHEDULE B
("Marks")

| <u>Trademark</u> | <u>Reg No./Ser. No.</u> | <u>Country</u> |
|--------------------------------------|--------------------------------|-----------------------|
| BRITESMILE (design) | 2271070 | Argentina |
| BRITESMILE (design) | 2271071 | Argentina |
| BRITESMILE | 2292349 | Argentina |
| BRITE SMILE (and star design) | 945213 | Australia |
| BRITESMILE (word mark) | 196325 | Austria |
| BRITESMILE (word mark) | 694739 | Benelux |
| BRITESMILE (word mark) | 823083373 | Brazil |
| BRITESMILE (word mark) | 823083365 | Brazil |
| BRITESMILE (word mark) | 823083357 | Brazil |
| BRITESMILE (word mark) | 1187928 | Canada |
| BRITESMILE | 591743 | Chile |
| BRITESMILE | 591744 | Chile |
| BRITE SMILE (and star design) | 3980309 | China |
| BRITE SMILE (and star design) | 3980308 | China |
| BRITE SMILE (and star design) | 3980307 | China |
| BRITE SMILE (word mark) | 1148006 | CTM |
| BRITESMILE (word mark) | VR 005981 2000 | Denmark |
| BRITESMILE (word mark) | 222980 | Finland |
| BRITESMILE (word mark) | 003063592 | France |
| BRITESMILE (word mark) | 30045704 | Germany |
| BRITESMILE (word mark) | 145104 | Greece |
| BRITESMILE | 2001B04353 | Hong Kong |
| BRITESMILE | 2001B04354 | Hong Kong |
| BRITESMILE | 2001B04355 | Hong Kong |
| BRITESMILE (characters) | 2002B08029 | Hong Kong |
| BRITESMILE (characters) | 2002B08030 | Hong Kong |
| BRITESMILE (characters) | 2002B08031 | Hong Kong |
| BRITESMILE (word mark) | D0020041503215144 | Indonesia |
| BRITESMILE (word mark) | D0020041503115143 | Indonesia |
| BRITESMILE (word mark) | 229640 | Ireland |
| BRITESMILE (word mark) | 169706 | Israel |

SCHEDULE B
("Marks")

| <u>Trademark</u> | <u>Reg No./Ser. No.</u> | <u>Country</u> |
|----------------------------------|--------------------------------|-----------------------|
| BRITESMILE (word mark) | 169707 | Israel |
| BRITESMILE (word mark) | 169708 | Israel |
| BRITESMILE (word mark) | 77492000MI | Italy |
| BRITE SMILE (characters) | 4496287 | Japan |
| BRITE SMILE (characters) | 4366608 | Japan |
| BRITE SMILE (characters) | 4381409 | Japan |
| BRITE SMILE (word mark) | 4463843 | Japan |
| BRITESMILE (word mark) | 4366 | Korea |
| BRITESMILE (word mark) | 62245 | Kuwait |
| BRITESMILE (word mark) | 62246 | Kuwait |
| BRITESMILE (word mark) | 00/08087 | Malaysia |
| BRITESMILE (word mark) | 00/08088 | Malaysia |
| BRITESMILE (word mark) | 00/08089 | Malaysia |
| BRITESMILE (word mark) | 680275 | Mexico |
| BRITESMILE (word mark) | 680276 | Mexico |
| BRITESMILE (word mark) | 744017 | Mexico |
| BRITE SMILE (star design) | 660784 | New Zealand |
| BRITE SMILE (star design) | 660785 | New Zealand |
| BRITE SMILE (star design) | 660786 | New Zealand |
| BRITESMILE (word mark) | 214316 | Norway |
| BRITESMILE (word mark) | 348438 | Portugal |
| BRITESMILE (word mark) | T00/10863I | Singapore |
| BRITESMILE (word mark) | T00/10864G | Singapore |
| BRITESMILE (word mark) | T00/10865E | Singapore |
| BRITESMILE (characters) | T00/12496J | Singapore |
| BRITESMILE (characters) | T00/12497I | Singapore |
| BRITESMILE (word mark) | 2005110595 | South Africa |
| BRITESMILE (word mark) | 2005110596 | South Africa |
| BRITESMILE (word mark) | 2331903M8 | Spain |
| BRITESMILE (word mark) | 2331904M6 | Spain |
| BRITESMILE | 355393 | Sweden |

SCHEDULE B
("Marks")

| <u>Trademark</u> | <u>Reg No./Ser. No.</u> | <u>Country</u> |
|---|--------------------------------|-----------------------|
| BRITESMILE (word mark) | 485427 | Switzerland |
| BRITESMILE (word mark) | 980220 | Taiwan |
| BRITESMILE (word mark) | 940246 | Taiwan |
| BRITESMILE (word mark) | 144707 | Taiwan |
| BRITE SMILE (and star design) | 593925 | Thailand |
| BRITE SMILE (and star design) | 593924 | Thailand |
| BRITE SMILE (and star design) | 593923 | Thailand |
| BRITESMILE (word mark) | 2238725 | United Kingdom |
| BRITEWHITE (word mark) | 2291759 | United Kingdom |
| BRITE SMILE (word mark) | 2437487 | United States |
| BRITE SMILE (and star design) | 2437483 | United States |
| BRITE SMILE (and star design) | 2653132 | United States |
| BRITESMILE (word mark) | 2671645 | United States |
| BRITESMILE ASSOCIATED TEETH WHITENING CENTER (word mark) | 2812043 | United States |
| BRITESMILE PROFESSIONAL TEETH WHITENING CENTERS (word mark) | 2821945 | United States |
| BRITE SMILE PROFESSIONAL TEETH WHITENING CENTERS (and star design) | 2497751 | United States |
| BRITESMILE TO GO | 3030081 | United States |
| BRITESTART | 78/236324 | United States |
| ENAMELWHITE | 2987640 | United States |
| KEEPS WHITE TEETH WHITE | 2759140 | United States |
| SMILE ASSURANCE | 2512157 | United States |
| SPEED & BEAUTY | 2512185 | United States |
| STABRITE | 2902325 | United States |
| TEENBRITE | 78/292532 | United States |
| WHITENING AT THE SPEED OF LIGHT | 2494184 | United States |
| BRITESMILE | 237700-P | Venezuela |
| BRITESMILE | 237699-P | Venezuela |
| BRITESMILE | 19418-S | Venezuela |

SCHEDULE C
("Copyrights")

| Title | Registration No. | Registration Date |
|------------------------------|-----------------------------|------------------------------|
| BRITESMILE BUBBLE POD | VA-1-326-732 | 5/27/05 |



PTO/SB/96 (12-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Britesmile IncApplication No./Patent No./Control No.: 10/715917 Filed/Issue Date: Nov. 18, 2003

Entitled:

Tooth Whitening CompositionsBritesmile Professional, Inc

(Name of Assignee)

, a California Corporation

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or a true copy of the original assignment is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

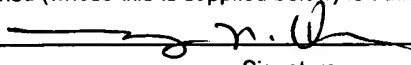
1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
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The document was recorded in the United States Patent and Trademark Office at
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3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature

Nancy N. Quan

Printed or Typed Name

May 15, 2006

Date

310-845-8501

Telephone Number

Chief IP Counsel for Britesmile Professional, Inc.

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.